

ST 8/17/05

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## TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

		Application Number	10/717,381
		Filing Date	November 19, 2003
		First Named Inventor	Mahishi
		Art Unit	1652
		Examiner Name	Pak, Yong D.
Total Number of Pages in This Submission	19	Attorney Docket Number	A33943-I (066123.0124)

### ENCLOSURES (Check all that apply)

<input checked="" type="checkbox"/> Fee Transmittal Form <input checked="" type="checkbox"/> Fee Attached  <input checked="" type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s)  <input checked="" type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement  <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Reply to Missing Parts/ Incomplete Application <input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers  <input checked="" type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation <input type="checkbox"/> Change of Correspondence Address  <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund  <input type="checkbox"/> CD, Number of CD(s) _____ <input type="checkbox"/> Landscape Table on CD	<input type="checkbox"/> After Allowance Communication to TC <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please Identify below):  Declaration of Biological Deposit and Receipt in the Case of an Original Deposit Issued Pursuant to Rule 7.3 & Viability Statement
<input type="checkbox"/> Remarks		

### SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm Name	Baker Botts LLP	Customer No.	21003
Signature			
Printed name	Van H. Nguyen		
Date	08/15/2005	Reg. No.	56,571

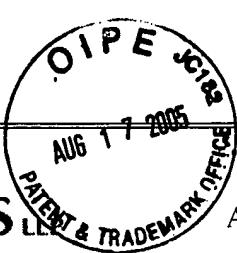
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Signature			
Typed or printed name	Van H. Nguyen	Date	08/15/2005

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**BAKER BOTTS**

Attorney Docket Number: A33943-I (066123.0124)\_

Title: NOVEL ESCHERICHIA COLI HAVING ACCESSION NO PTA 1579 AND ITS USE TO PRODUCE POLYHYDROXYBUTYRATE

Use Space Below for Additional Information:

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BUDAPEST TREATY ON THE INTERNATIONAL RECOGNITION OF  
THE DEPOSIT OF MICROORGANISMS FOR THE PURPOSES OF PATENT PROCEDURE

## INTERNATIONAL FORM

RECEIPT IN THE CASE OF AN ORIGINAL DEPOSIT ISSUED PURSUANT TO RULE 7.3  
AND VIABILITY STATEMENT ISSUED PURSUANT TO RULE 10.2

To: (Name and Address of Depositor or Attorney)

National Chemical Laboratory  
 Attn: Dr. Shuban Kishen Rawal  
 Plant Tissue Culture Division  
 Pune 411008  
 India



Deposited on Behalf of: National Chemical Laboratory

## Identification Reference by Depositor:

*Streptomyces lividans* harbouring plasmid pCAB218 into which an approximate 6.0 Kb EcoRI-sinal DNA fragment from *Ralstonia eutropha* H16 has been cloned: *Streptomyces lividans* CAB218.

 Patent Deposit Designation  
 PTA-1578

*Escherichia coli* harbouring pGEM-3Z plasmid vector wherein a 6.0 Kb sa3AI genomic DNA fragment from *streptomyces aureofaciens* (ATCC 10762) has been cloned: *Escherichia coli* Sa240.

PTA-1579

The deposits were accompanied by:  a scientific description  a proposed taxonomic description indicated above. The deposits were received March 28, 2000 by this International Depository Authority and have been accepted.

AT YOUR REQUEST:  We will inform you of requests for the strains for 30 years.

The strains will be made available if a patent office signatory to the Budapest Treaty certifies one's right to receive, or if a U.S. Patent is issued citing the strains, and ATCC is instructed by the United States Patent & Trademark Office or the depositor to release said strains.

If the cultures should die or be destroyed during the effective term of the deposit, it shall be your responsibility to replace them with living cultures of the same.

The strains will be maintained for a period of at least 30 years from date of deposit, or five years after the most recent request for a sample, whichever is longer. The United States and many other countries are signatory to the Budapest Treaty.

The viability of the cultures cited above was tested April 17, 2000. On that date, the cultures were viable.

International Depository Authority: American Type Culture Collection, Manassas, VA 20110-2209 USA.

Signature of person having authority to represent ATCC:

Barbara E. Coupé  
 Barbara E. Coupé, Administrator, Patent Depository

Date: April 25, 2000

cc: